

#5

Docket No: 0972-0111

**DECLARATION OF INVENTORSHIP AND POWER OF ATTORNEY**

As one of the below named inventors, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a U.S. Utility Patent is sought on the invention entitled:

SATELLITE BASED GLOBAL POSITIONING SYSTEM  
FOR FEEDLOT COMPUTER NETWORK AND METHOD

the specification of which was filed on March 19, 1998 and assigned Serial No. 09/044,426.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims and the drawings presented therein and declare that the subject matter of the claims was part of the invention and was invented before the filing of the above-identified original application for such invention.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

POWER OF ATTORNEY: As named inventors, we hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Hopgood, Calimafde, Kalil & Judlowe, L.L.P., a firm consisting of Roy C. Hopgood, Reg. No. 15, 245; Eugene J. Kalil, Reg. No. 16,686; John M. Calimafde, Reg. No. 16,895; Stephen B. Judlowe, Reg. No. 21,049; Marvin N. Gordon, Reg. No. 23,094; Francis J. Murphy, Reg. No. 24,537; Dennis J. Mondolino, Reg. No. 27,148; William G. Todd, Reg. No. 28,480; Ira B. Winkler, Reg. No. 29,223; Porter F. Fleming, Reg. No. 31,759; James M. Bollinger, Reg. No. 32,555; Jae H. Kim, Reg. No. 32,907 and Brian P. Murphy, Reg. No. 34,986 at that firm.

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

Mr. Jae H. Kim  
Hopgood, Calimafde et al.  
60 East 42nd Street  
New York, New York 10165

Mr. Jae H. Kim, Esq.  
(212) 551-5000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: J. Sam Cureton

Inventor's signature: J. Sam Cureton

Date: March 23, 1998

Residence/Post Office Address:

1308 East Johnson  
Garden City, Kansas 67846

Citizenship: United States

Full name of second joint inventor: Thomas Pavlak

Inventor's signature: Thomas Pavlak

Date: MARCH 23, 1998

Residence/Post Office Address:

311 Nelson  
Garden City, Kansas 67846

Citizenship: United States

Full name of third joint inventor: James Carisch

Inventor's signature: James Carisch

Date: , 1998

Residence/Post Office Address:

1129 Pearl Street, No. 4  
Denver, Colorado 80203

Citizenship: United States

Full name of fourth joint inventor: Michael A. Ackerman

Inventor's signature: Michael A. Ackerman

Date: APRIL 2 , 1998

Residence/Post Office Address:

7784 WCR 72  
Windsor, Colorado 80550

Citizenship: United States

Full name of fifth joint inventor: Arlen Anderson

Inventor's signature: Arlen Anderson

Date: April 2 , 1998

Residence/Post Office Address:

35197 Cornerstone Way  
Windsor, Colorado 80550

Citizenship: United States

#4

Docket No: 0972-011I

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: J. Sam Cureton, et al.  
Serial No.: 09/044,426  
Filed: March 19, 1998  
Title: SATELLITE BASED GLOBAL POSITIONING SYSTEM  
FOR FEEDLOT COMPUTER NETWORK AND METHOD



VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
37 CFR 1.9(f) & 1.27(c) SMALL BUSINESS CONCERN

I hereby declare that I am one of the named inventors and a Manager of the small business concern identified below:

NAME OF CONCERN: Lextron, Inc.

ADDRESS: "O" Street, P.O.Box BB  
Greeley, Colorado 80632

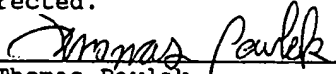
I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to Serial No. 09/044,426.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate per 37 CFR 1.28(b).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

SIGNATURE:

  
Thomas Pavlak  
Manager, Lextron, Inc.  
Dated this 8th day of June, 1998